

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

HINDS COUNTY, MISSISSIPPI, on behalf of
itself and all other similarly situated entities,

v.
WACHOVIA BANK, N.A., et al.

SUMMONS IN A CIVIL ACTION

CASE NUMBER:

08 CV 2516

TO: (Name and address of Defendant)

LEHMAN BROTHERS, INC.
745 Seventh Avenue
New York, NY 10019

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

SERCARZ & RIOPELLE, LLP
152 W. 57TH STREET
NEW YORK, NY 10019

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

(By) DEPUTY CLERK

J. Michael McMahon

DATE

MAR 13 2008

AO 440 (Rev. DC - September 2003) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾ NAME OF SERVER (PRINT) Jason Agee #1196790	DATE 3-25-08	4:00 P.M.
	TITLE Private Procee Server	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
Other (specify): by serving Mia Howard, Paralegal, authorized to accept. Service was completed at 1271 Avenue of the Americas, New York, NY		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
3-25-08 Executed on _____ Date _____		
 Signature of Server Jason Agee Capitol Process Services, Inc. 1827 18th Street, NW Washington, DC 20009		
Address of Server		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

X

HINDS COUNTY, MISSISSIPPI, on behalf of
itself and all other similarly situated State and
Municipal entities,

Plaintiff(s),

Civil Action No. 08 CV 2516

-against-

WACHOVIA BANK, N.A., ET AL.,

Defendant(s).

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)

s.s :

COUNTY OF NEW YORK)

X

JASON AGEE, being duly sworn, deposes and says that he is an agent of CAPITOL PROCESS SERVICES, INC., is over the age of eighteen years and is not a party to the action.

That on the 25th day of March, 2008, at approximately 4:00 p.m., deponent served a true copy of the **SUMMONS IN A CIVIL ACTION and CLASS ACTION COMPLAINT** upon Lehman Brothers, Inc. at 1271 Avenue of the Americas, New York, New York by personally delivering and leaving the same with Mia Howard, Paralegal, who is authorized by appointment to accept service.

Mia Howard is a black female, approximately 36 years of age, is approximately 5 feet and 5 inches tall, weighs approximately 125 pounds, with medium length black hair and dark eyes and was wearing glasses.

Sworn to before me this
25th day of March, 2008


JASON AGEET #1196790

Capitol Process Services, Inc.

1827 18th Street, N.W.
Washington, D.C. 20009
(202) 667-0050


MICHAEL J. KEATING
NOTARY PUBLIC, STATE OF NEW YORK
Reg. No. 01-KE-4851559
Qualified in New York County
Commission expires February 3, 2010